

1 K. TOM KOHAN (SBN 225420)  
2 **KOHAN LAW FIRM**  
3 3415 S. Sepulveda Blvd., Suite 460  
4 Los Angeles, California 90034  
5 Tel: 310-349-1111  
6 Fax: 888-476-7010  
7 Email: [tom@kohanlawfirm.com](mailto:tom@kohanlawfirm.com)

8 Ezra Sutton, Esq. (Admitted Pro Hac Vice)  
9 **Ezra Sutton & Associates, P.A.**  
10 900 Route 9 North  
11 Woodbridge, New Jersey 07095  
12 Telephone: (732) 634-3520  
13 Email: [esutton@ezrasutton.com](mailto:esutton@ezrasutton.com)

14 *Attorneys for Defendants*  
15 *Gold Star Tobacco Inc. and Samer Abdelmaseh*

16 **UNITED STATES DISTRICT COURT**  
17 **CENTRAL DISTRICT OF CALIFORNIA**

18 STARBUZZ TOBACCO, INC., a  
19 California corporation  
20 Plaintiff,

21 v.

22 GOLD STAR TOBACCO INC., a New  
23 Jersey corporation; SAMER  
24 ABDELMASEH, an individual; and  
25 DOES 1-10, inclusive,

26 Defendants.

27 **AND RELATED COUNTERCLAIM**

Case No.: 8:19-cv-00408-JVS-DFM

**Honorable James V. Selna**

**AMENDED  
JUDGMENT**

## **JUDGMENT**

AND NOW, this 15th day of May, 2020, it is hereby ORDERED, ADJUDGED AND DECREED that this amended judgment is entered against Plaintiff Starbuzz Tobacco, Inc.'s ("Starbuzz") claims in favor of Defendants Gold Star Tobacco Inc. ("Gold Star") and Samer Abdelmaseh ("Abdelmaseh"), (collectively "Defendants"); and final judgement is entered against Plaintiff Starbuzz as to the counterclaim in Gold Star's Answer and Counterclaim, as follows:

1. All of Starbuzz's claims set forth in its Complaint, including its claims for: (a) "Copyright Infringement Under 17 U.S.C. § 101 et seq.;" (b) "Declaratory Relief Under 17 U.S.C. §§ 102;" (c) "Fraud;" and (d) "Declaratory Relief Re: Ineligibility to Register USPTO Trademark Application Serial No. 87/818,151" are hereby DISMISSED WITH PREJUDICE pursuant to F.R.C.P. Rules 37 and 41, and Starbuzz shall recover nothing against Defendants.
2. Default Judgment is hereby entered in favor of Defendant Gold Star and against Starbuzz as to the Counterclaim of Defendant Gold Star for "Declaration that Copyright Registration VAu 1-313-168 and Supplementary Copyright Registration No. Vau1-364-983 are Invalid and Unenforceable," and Starbuzz's Answer to Defendant Gold Star's Counterclaim is hereby stricken. Judgment is thus entered declaring that U.S. Copyright Registration No. VAu 1-313-168 and U.S. Supplementary Copyright Registration No. Vau1-364-983 are invalid.
3. Defendants are the prevailing parties in this action for purposes of 17 U.S.C. § 505.

